



10-20-04

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/808,188	03/24/2004	Richard Deslauriers	064361.0126

023640  
BAKER BOTTS, LLP  
910 LOUISIANA  
HOUSTON, TX 77002-4995

CONFIRMATION NO. 4577

FORMALITIES LETTER



\*OC000000013640310\*

Date Mailed: 08/26/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
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*A copy of this notice **MUST** be returned with the reply.*

10/22/2004 AWONDAF1 00000006 10808188

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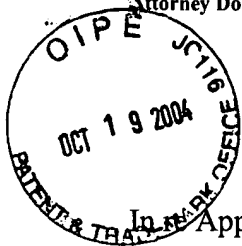
65.00 OP

A handwritten signature in black ink, appearing to be "J. Smith", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Reply, Application of:

DESLAURIERS, ET AL.

Serial No.: 10/808,188

Filed: MARCH 24, 2004

Title: "METHODS OF PERFORMING MEDICAL  
PROCEDURES WHICH PROMOTE  
BONE GROWTH, COMPOSITIONS  
WHICH PROMOTE BONE GROWTH,  
AND METHODS OF MAKING SUCH  
COMPOSITIONS"

§  
§ Group Art Unit: 1617  
§  
§  
§  
§ Examiner: Unassigned  
§  
§  
§ Atty. Docket No.: 064361.0126  
§

MAIL STOP MISSING PARTS  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING VIA EXPRESS MAIL  
37 C.F.R. 1.10

I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT  
THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES  
POSTAL SERVICE AS EXPRESS MAIL, POST OFFICE TO ADDRESSEE, ON  
THE DATE INDICATED BELOW, AND IS ADDRESSED TO:

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*Thomas M. Morrow* 10/19/04  
THOMAS M. MORROW REG. NO. 55,469

DATE OF MAILING: 10/19/2004  
EXPRESS MAIL LABEL: EV 449865670 US

RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION, MAILED AUGUST 26, 2004

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application for the  
application referenced above, mailed August 26, 2004, Applicants respectfully submit herewith  
those items listed below.

As the two month shortened statutory period for reply is due Tuesday, October 26, 2004, this Response is considered timely filed.

Enclosed with this Response are:

- ✓ A copy of the Notice to File Missing Parts of Nonprovisional Application mailed August 26, 2004;
- ✓ Check #904893 in the amount of \$65.00 for late oath or declaration surcharge for a small entity;
- ✓ Declarations executed by inventors Deslauriers, Sendijarevic, and Potash;
- ✓ Power of Attorney executed by Assignee;
- ✓ Assignments executed from Potash to Assignee, from Sendijarevic to Assignee, and from Troy Polymers, Inc. to Assignee;
- ✓ Check # 905096 in the amount of \$40.00 for Assignment Recordation fee, and PTO Form 1595 "Recordation Form Cover Sheet";
- ✓ Supplemental Information Disclosure Statement Transmittal and PTO-1449, with eight of the cited references attached, and with four translations attached; and
- ✓ Return postcard to acknowledge receipt of these items.

Should the Commissioner deem any additional fees are due in association with this filing, including any fees for extensions of time, the Commissioner is hereby requested to accept this as a Petition therefor, and is hereby authorized to debit Baker Botts L.L.P. (*formerly Baker & Botts, L.L.P.*) Deposit Account Number 02-0383, Order Number **064361.0126**, for any underpayment of fees, or to credit same with any overpayment of fees.

Respectfully submitted,

BAKER BOTTS L.L.P. (023640)

BY: 

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ATTORNEY FOR APPLICANTS

DATE: October 19, 2004